

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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In Re: AUTOMOTIVE PARTS : Case No.: 12-MD-02311  
ANTITRUST LITIGATION : Honorable Marianne O. Battani  
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ALL PARTS :  
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THIS RELATES TO: ALL CASES :  
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**DECLARATION OF DONALD R. HOUSE, SR.**

I, Donald R. House, Sr., declare under penalty of perjury that the following is true and correct:

1. I am the President of RRC, Inc. ("RRC"). RRC is an economic and statistical research firm, established in 1977, with a long, extensive history of conducting market and cost studies among a variety of industries. A true and accurate copy of my CV is attached as Exhibit 1.
2. As economists experienced in the use of internal information from automotive companies on sales and production of vehicles, RRC has been asked to consider the Subpoena that was served on certain entities involved at various levels of the United States vehicle supply chain in this litigation - each of which represents a very small share of the total U.S. vehicle sales market - and whether any documents or data that such entities might be able to produce would provide any genuine or meaningful benefit to the parties to this litigation.
3. The Subpoena is extensive, exhaustive, and represents a significant demand on the attention and efforts of the subpoenaed companies. Having worked with similar data for many years, RRC is in a position to discuss the magnitude of the Subpoena, the relative importance of securing data from entities with negligible market share, and the

econometric use such limited data would have in creating typical regression models conducted in antitrust cases.

4. Our firm has extensive experience with creating models for determining whether an overcharge has occurred in an antitrust case, and whether that overcharge was passed down through the distribution chain. That work has involved some of the same challenges that the parties' experts will face in the cases involving alleged over-pricing of automobile parts.
5. The subpoenaed entities at issue in this analysis (the "Smaller SSEs"), both individually and in the aggregate, make up a very small percentage of the U.S. vehicle sales market. The inclusion of the relatively few sales of vehicles among the Smaller SSEs would likely have no measurable influence upon the aggregate measures from the regression models designed to measure the impact of the alleged over-pricing of automobile parts on retail prices and sales of vehicles. Inclusion of the Smaller SSEs' data represents a quite modest expansion of sample sizes for analysis at the cost of significant data collection and processing efforts on the part of the Smaller SSEs and analysts, bringing with it additional complexities for statistical interpretation. The cost of the additional complexity, even just to the end-user of the data, almost certainly outweighs the incremental benefit of expanding the sample size by a few percentage points.
6. The Smaller SSEs as a whole distributed only 7.4 percent of the total U.S. light vehicles sold over the years 1992-2015, among all makes and models. Additionally, of the Smaller SSEs that manufactured or assembled vehicles for U.S. distribution, those vehicles represent less than 1.7 percent of the total U.S. light vehicles sold over the same period. The assembled vehicle figures are a subset of the 7.4 percent of the total U.S. sales figure. More specifically, 365.2 million light vehicles were sold in the U.S. over the period 1992-2015, and only 27.1 million of these vehicles (7.4%) were distributed by the Smaller SSEs (brands included are Audi, BMW, MINI, Jaguar, Land Rover, Mitsubishi, Porsche, Subaru, Volkswagen, and Volvo). Furthermore, of the 365.2 million vehicles sold over that period, less than 6.4 million (1.7%) were manufactured or assembled by the Smaller SSEs for U.S. distribution.<sup>1</sup>

<sup>1</sup> The sales and production figures reported in this Declaration are calculated based on data obtained from WardsAuto (U.S. Light Vehicle Sales and Production by Manufacturer and Year, 1992-2015) and the declarations submitted by the Smaller SSEs in this case. The 1992-2015 domestic production total of 6.4 million vehicles includes all Subaru vehicles manufactured in the U.S. over the period. However, as noted below, some of the Subaru vehicles manufactured in the U.S. are ultimately sold outside the U.S. For this reason, the Smaller SSEs as a whole manufactured or assembled less than 6.4 million (less than 1.7%) of the total light vehicles sold in the U.S. over the period 1992-2015.

7. The Subpoena establishes the timeframe of 1992 to present. Over that time, the market shares of the Smaller SSEs have evolved. Analysis of market shares for each of the Smaller SSEs averaged over that time are most relevant, rather than simply examining them at a static point such as the present. U.S. sales and production market shares for each of the Smaller SSEs are discussed below.
8. BMW of North America, LLC (“BMW NA”) is the U.S. distributor of BMW and MINI vehicles. BMW NA purchases fully assembled BMW and MINI vehicles from BMW AG, a foreign company that was not subpoenaed. BMW NA distributes the vehicles to authorized BMW centers and MINI dealers for sale or lease in the U.S. MINI vehicles were introduced in the U.S. in 2002. BMW vehicles comprised only 1.4 percent of the total light vehicles sold in the U.S. over the period 1992-2015. MINI vehicles comprised only 0.2 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
9. BMW Manufacturing Co., LLC (“BMW Manufacturing”) operates a motor vehicle assembly plant in South Carolina. The South Carolina plant started production in 1994 and is the only assembler of BMW vehicles in the U.S. (No MINI vehicles are assembled in the U.S.) All of the vehicles assembled by BMW Manufacturing are sold to BMW AG. A minority of those vehicles sold to BMW AG have been destined for distribution in the U.S. BMW vehicles assembled by BMW Manufacturing for distribution in the U.S. comprised only 0.3 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
10. Jaguar Land Rover North America, LLC (“Jaguar Land Rover”) is the U.S. distributor of Jaguar and Land Rover vehicles, all of which are manufactured outside the U.S. Jaguar Land Rover purchases vehicles from a British company, Jaguar Land Rover Limited, and sells vehicles to authorized dealers. The ownership of the Jaguar and Land Rover U.S. vehicle distribution operation changed in multiple ways during the Subpoena period. Jaguar Land Rover was formed in 2008. Jaguar vehicles comprised only 0.2 percent of the total light vehicles sold in the U.S. over the period 1992-2015. Land Rover vehicles comprised only 0.2 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
11. Mitsubishi Motors North America, Inc. (“MMNA”) is the distributor of Mitsubishi vehicles in the U.S. Mitsubishi vehicles comprised only 1.1 percent of the total light vehicles sold in the U.S. over the period 1992-2015. The vast majority of those vehicles

were acquired from its parent corporation, Mitsubishi Motors Corporation in Japan, which, to my understanding, was not subpoenaed in this litigation.

12. MMNA also had one production facility in Normal, Illinois that assembled vehicles designated for sale both in the U.S. and abroad. The plant shut down vehicle production operations in November, 2015. The Mitsubishi vehicles assembled by MMNA at the Illinois plant designated for sale in the U.S. comprised less than 0.6 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
13. Porsche does not manufacture vehicles in the U.S. Porsche Cars North America distributes vehicles it acquires from Porsche AG, a foreign company, and sells them to a number of authorized dealers. Porsche vehicles comprised only 0.2 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
14. Subaru of America ("SOA") is the primary distributor of Subaru vehicles in America. It distributes vehicles manufactured by Fuji Heavy Industries Ltd in Japan and, in some cases, by Subaru of Indiana Automotive, Inc. ("SIA"). SOA does not manufacture vehicles. Subaru vehicles comprised only 1.4 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
15. SIA began manufacturing vehicles in Indiana in 1989 as Subaru-Isuzu Automotive Inc. It has assembled Subaru, Isuzu, Honda, and Toyota models at various times. Subaru vehicles manufactured by SIA comprised less than 0.8 percent of the total light vehicles sold in the U.S. over the period 1992-2015.<sup>2</sup>
16. Volkswagen Group of America ("VWGoA") is the U.S. distributor of Volkswagen and Audi vehicles. All Volkswagen vehicles and all Audi vehicles sold by VWGoA are manufactured in foreign countries, with the exception of those Volkswagen Passats that have been assembled by Volkswagen Group of America Chattanooga Operations LLC ("VWCO") in Chattanooga, Tennessee since 2011. VWGoA sells to authorized VW and Audi dealers. Volkswagen vehicles comprised only 1.6 percent of the total light vehicles sold in the U.S. over the period 1992-2015. Audi vehicles comprised only 0.5 percent of the total light vehicles sold in the U.S. over the period 1992-2015.

<sup>2</sup> The total number of vehicles manufactured by SIA during the period 1992-2015, including vehicles sold for distribution in the U.S. and vehicles sold for export, is equal to 0.8 percent of the total number of light vehicles sold in the U.S. during the same period. I do not currently have the necessary data to separately identify the number of SIA-manufactured vehicles sold for distribution in the U.S., but that portion of SIA-manufactured vehicles would be less than 0.8 percent of the total light vehicles sold in the U.S. over the period 1992-2015.

17. VWCO has assembled Volkswagen Passats in Chattanooga, Tennessee since 2011. Passats assembled there for sale in the U.S. are sold to VWGoA. The Passat vehicles produced by VWCO for sale in the U.S. comprised only 0.1 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
18. Volvo Cars of North America, LLC ("Volvo NA") is the U.S. distributor of Volvo vehicles, all of which are manufactured abroad. Volvo NA purchases fully assembled vehicles from the Volvo Car Corporation, a Swedish company that has not been subpoenaed, and Volvo NA distributes the vehicles to authorized Volvo dealers in the U.S. The ownership of the Volvo NA car distribution operation changed three times during the Subpoena period. Since 2010, Volvo NA has been owned, ultimately, by an affiliate of Zhejiang Geely Holding Group Co., Ltd., a Chinese company. Volvo vehicles comprised only 0.6 percent of the total light vehicles sold in the U.S. over the period 1992-2015.
19. Based upon the above numbers, any documents or data the Smaller SSEs might be able to provide would not be statistically significant. In other words, even assuming regression models could be constructed in this case, such documents or data would not have any significant impact on any regression models the parties' experts would construct. Being statistically insignificant, the inclusion of the additional data from the Smaller SSEs is not expected to provide any meaningful benefit to the analysis. It would not be possible to detect differences in the statistical measures from sales of vehicles from any of the firms included in the Smaller SSEs compared to sales of vehicles from the larger manufacturers.
20. In this matter, the presence or absence of data on smaller firms would directly change regression coefficients only if the data from small entities were to be substantively different in key parameters than the average. Only then would inclusion of data from small players influence industry-wide modeling, and then only proportional to both their share of the total industry and the difference in averages between the small firm group and the remaining industry. Substantive differences in these key parameters are unlikely since they all should reflect the consequences of the overall market conditions. It is unlikely that the inclusion or exclusion of data on small players in the market (such as those with less than 2.5 percent market share individually and 8 percent in aggregate) would materially affect industry-wide analysis in any way.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed: February 19, 2016

  
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Donald R. House  
RRC, Inc.  
President

**EXHIBIT 1**

## **DONALD R. HOUSE**

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### **POSITION:**

President  
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### **EDUCATION:**

Ph.D., (Economics) Texas A&M University, 1973  
B.A., (Economics) Texas A&M University, 1969

### **EXPERIENCE:**

President, RRC, Inc. 1989-present  
Executive Vice President, RRC, Inc. 1979-1989  
Senior Economist, Bureau of Economic Research and Statistics, American Dental Association,  
Chicago, Ill., September, 1976-August 1979  
Visiting Assistant Professor of Economics, Texas A&M University, College Station, Texas  
(appointment: September 1977 through May 1978)  
Assistant Professor of Economics, Auburn University, Auburn, Alabama, September 1973-  
August 1976

### **CONSULTING AND OTHER PROFESSIONAL ACTIVITIES:**

Economic Advisory Committee, GCFA, United Methodist Church, 2008-present  
Dental Economic Advisory Group, American Dental Association, 1992-present  
Lewis Center 2006-present  
Universal Compression, Inc. (Exterran) 2006-2008  
Beefmaster Cattlemen, LP, 2005-2006  
The Scooter Store, 2002-2008  
US West Communications, 1993-1996  
Texas Mine and Reclamation Association, 1994-1995  
Transcontinental Pipe Line Company, 1987-1991  
American Dental Association, 1979-present  
Ohio Hospital Association, 1986-1993  
*ADA News*, 1988-present  
Pawnee Industries, 1990-1991

American Association of Dental Schools, 1987-1991  
American Medical Association, 1985-89  
*Journal of the American Dental Association*, 1977-89  
Texas A&M University Medical School, Senior Lecturer, 1986  
Texas Medical Association, Economic Consultant, 1986-87  
U.S. Postal Service, 1972-74, 1985  
University of Texas School of Dentistry, Visiting Lecturer, 1979-83  
National Science Foundation, 1982  
American Association of Oral and Maxillofacial Surgeons, Manpower Consultant, 1980-81  
National Center for Health Services Research, U.S. Department of Health and Human Services, 1980-81  
Office of Human Development Services, Region III, Department of H.E.W., 1979-81  
Health Resources Administration, Department of H.E.W., 1976-79  
Mathematica Policy Research, Inc., 1979-80  
School of Dentistry, University of Colorado, 1977-78  
Surgeon General for Dental Services, U.S. Air Force, 1977-78  
School of Dentistry, University of California at Los Angeles, 1978  
Alabama Energy Management Board, 1974

**LEGAL, LEGISLATIVE AND REGULATORY TESTIMONY AND CONSULTING:**

*Boddicker v. Arizona State Dental Association*, 1977.

*Phillippe v. Browning Arms Company and Fabrique Nationale*, 1978.

Federal Trade Commission, San Francisco Office, ADA's response to *Intent to Regulate the Dentistry*, 1978

*Applied Digital Technology, Inc. v. Lockheed Electronics Company, Inc.*, 1982.

*Baxter v. Browning Arms Company and Fabrique Nationale*, U.S. District Court, Little Rock, Arkansas, 1982.

*Harper v. The Liggett Group, Inc., et al.*, 19th Judicial District Court, State of Louisiana, 1982.

*Gage v. Flanigan, et al.*, Case No. 77-19171CG, Circuit Court of the 17th Judicial Circuit, in and for Broward County, Florida, Civil Division, 1982-1983.

*Nolte, et al., v. Kluett, et al.*, 147th Judicial Court of Travis County, Texas, 1983.

*Potter v. Deloitte, Haskins & Sells, et al.*, No. 82-CI-0310, Fayette Circuit Court, Civil Branch, Sixth Division, Kentucky, 1983-1984.

*Secretary of Labor v. Delco Products*, Division of General Motors Corporation, OSHRC Docket No. 78-5476, 1983.

*Simuflight Training International, Inc. and the Singer Company v. Flightsafety, Inc.*, Civil Action 3-82-0633-D, U.S. District Court, 1983-84.

*Pennsylvania Dental Association v. Pennsylvania Blue Shield*, Civil Action 81-1187, U.S. District Court, 1983-1984.

*Band Instruments, Etc. v. Brook Mays Music Company, et al.*, Civil Action 83-0334-D, U.S. District Court, Houston, Texas, 1984-85.

*Preston Oil Company v. Transcontinental Gas Pipe Corporation*, 19th Judicial District Court, Parish of East Baton Rouge, Louisiana, 1986.

*MDL-417 in re Marine Construction Antitrust Litigation*, Brown & Root Corporation, 1981-86.

*MDL-296, Cement and Antitrust Litigation*, Attorney General's Office, State of California, 1983-1991.

*David Morse v. Amherst Wilder Foundation, et al.*, for Grose, Von Holtum, Sieben & Schmidt, Ltd., Minneapolis, Minn., 1985-86.

*Cotton Brothers Baking Co., Inc. v. Industrial Risk Insurers*, Civil Action 83-0150-A, U.S. District Court, New Orleans, Louisiana, 1982-1989.

*MDL-150, Petroleum Products Antitrust Litigation*, Attorney General's Office, State of California, 1978-1992.

*Texaco, Inc. v. Franchise Tax Board*, Case No. 49923YSD and *Mobil Oil Corporation v. Franchise Tax Board*, Case No. 723-8635F, for Franchise Tax Board, State of California, April 1985-1987.

*Nelson v. Trinity, et al.*, for McGee, Hankla, Backes & Wheeler, Ltd., Minot, N.D., February 1986-July 1986.

*Louis Alford, et al., v. Transcontinental Gas*, Civil Action No. H86-0124CR U.S. District Court for the Southern District of Mississippi, January 1987-April 1988.

*International Travel Arrangers v. Northwest Airlines, et al.*, U.S. District Court, Minnesota, Third Division, No. 92-1037, May 1987-April 1991.

*ETSI Pipeline Project v. Burlington Northern, Inc., et al.*, Civil Action No. B-84-979CA, U.S. District Court for Eastern District of Texas, Beaumont Division, November 1986-1989.

*State of Texas*, House/Senate Joint Committee on Liability Insurance and Tort Law and Procedure, October 25, 1986.

*State of Texas*, Senate Finance Committee, March 6, 1987.

*State of Texas*, Select Committee on Tax Equity, October 15, 1987.

*Phototron Corporation v. Eastman Kodak Company, Fuqua Industries, Inc., and Colorcraft Corporation*, U.S. District Court, Northern District of Texas, Fort Worth Division, Case No. CA48791OF, December 1987-1991.

*Montford R. Fischer, et al. v. NWA, Inc., et al.*, Civil Action No. 3-87-106, U.S. District Court, District of Minnesota, Third Division, December 1987-1990.

*Enstar, et al. v. Transcontinental Gas Pipe Line*, Case Number 318, 300, District Court, Parish of East Baton Rouge, Louisiana, February, 1988-May, 1988.

*Moore v. McKewon & Wetrich*, Civil Action No. 2601-0586, District Court, Wapello County Iowa, May, 1987-May 1988.

*Bonnie Jacobs and Kevin Grosz, v. Anderson Building Company, Herman Eggers, and Inclinator Company of America, and Herman Eggers v. Dakota Academy for the Arts*, Civil No. 38643, District Court, South Central Judicial District, State of North Dakota, County of Burleigh, February 1988-March 1989.

*Yamaha International Corporation and Yamaha Electronics Corporation, USA vs. ABC International Traders, Inc.*, Civil Action No. 86-7892 RSLW (TX), United States District Court, Central District of California, July 1988-April 1993.

*Healthco International, Inc., Plaintiff, v. A-Dec, Inc. and Patterson Dental Company, Defendants*, Civil Action No. 87-0235-S, United States District Court, District of Massachusetts, December 1988-July 1989.

*Tube Alloy Corporation v. Homco International, Inc.*, United States District Court for the Eastern District of Louisiana, Civil Action No. 85-5829, Section "K," Magistrate, July 1989-October 1989.

*N.J. Oliver, R.B. Parker and TSO of Meyerland v. S.J. Rogers and N.J. Rogers Individually and D/B/A Texas State Optical; Texas State Optical, Inc. Pearle Health Services, Inc., Pearle Vision Center, and Pearle Vision Center, Inc.*, Cause No. 86-35290, in District Court in Harris County, Texas, 270th Judicial District, December 1988-April 1990.

*Caudle v. Henderson*, State District Court, Augusta, Georgia, 1989.

*Topaz Electronics v. United States Fire Insurance Company*, Civil Action No. A-88-95, United States District Court, Laredo Division, October 1989-May 1993.

*Bieniarz v. Pasadena Hospital Association, et al.*, Superior Court of the State of California for the County of Los Angeles, Case No. C639346, February 1990-July 1991.

*Gulf States Utilities v. Southern Company Services, Inc., et al.*, Docket Nos. EL86-53-001 and EL86-57-001, United States of America, Federal Energy Regulatory Commission, November 1989-June 1990.

*Claude Cimino, et al. v. Raymark Industries, Inc., et al.*, Civil Action No. B-86-0456-CA, U.S. District Court, Eastern District of Texas, Beaumont Division, January 1990-October 1990.

*The Dow Chemical Company and Dow Pipeline Company v. Miller Pipeline Service Corporation*, Civil Action No. H-88-905, U.S. District Court, Southern District of Texas, Houston Division, December 1989-February 1992.

*Pawnee Industries, Inc., and Impact Extrusion Corp. v. Spartech Corporation, Alchem Plastics Corporation, Alchem Plastics, Inc., Rockwood Computer Corp., Lawrence M. Powers, Bradley, B. Buechler, Carroll E. Taylor, Johnnie Sepulvado, and William Phillips, Defendants, Docket No. 48-119672-89, District Court Tarrant County, Texas, 48th Judicial District, January 1990-December 1991.*

*Malone Service Company, et al. v. Gulf Coast Waste Disposal Authority, et al., Civil Action No. H-87-2403, U.S. District Court, Southern District of Texas, Houston Division, October 1990-1992.*

*State Board of Insurance, Texas, Public Rate Hearing on Workers' Compensation Insurance, November 19, 1990.*

*California Chiropractic Association, A California Corporation, Plaintiff, v. CNA Insurance Companies, MGIC Indemnity Corporation, American Casualty Company, and DOES 1-50, inclusive, Defendants, and Related Cross-Action, Case No. C 579 326, Superior Court of the State of California for the County of Los Angeles, July 1990-October 1990.*

*Brochsteins, Inc. v. Whittaker Corporation, Civil Action No. H-88-2634, U. S. District Court, Southern District of Texas, Houston Division, September 1990-1992.*

*Wells American Corporation, a Maryland Corporation v. Ziff-Davis Publishing Co., Civil Action No. 3:89-2181-16, U.S. District Court for the District of South Carolina, Columbia Division, October 1990-December 1990.*

*Transcontinental Gas Pipeline Corporation v. 118 Acres of Land, More or Less, in St. James Parish, Louisiana, Riley F. Boudreaux, et al., and all unknown Landowners, Civil Action No. 89-0251, Section D, Magistrate & U.S. District Court, Eastern District of Louisiana, July 1990-September 1990.*

*Capitol Federal Savings Bank, et al v. McCuen, et al, Cause No. CL1128-0187, U.S. District Court, Southern District of Iowa, November 1990-November 1991.*

*Videocipher v. Satellite Earth Stations East, Civil Action No. CV88-2815, U.S. District Court, Western District of Louisiana, 1990-1991.*

*FDIC v. American Casualty Company, Civil Action No. C90-265-G, District of Wyoming, 1991.*

*Greater Rockford Energy, et al v. Shell Oil, et al, Civil Action No. 90-3119, Central District of Illinois, September 1990-March 1992.*

*T. R. Coleman, et al v. Cannon Oil, et al, Civil Action No. 90-T-414-S, Middle District of Alabama, May 1990-May 1992.*

*Sanex Corporation v. A&M Pet Products, Inc., Dennis A. Markel, and Anan A. Anabtawi, No. 88-37870 in the District Court of Harris County, Texas, 295 Judicial District, January 1991-May 1991.*

*CPI Plastics of Texas, Inc., Saratoga Holdings, Inc., and William M. White, Jr. v. Shintech, Incorporated, Viking Investments, Inc., Pipe Acquisition Corp., and W. David Tidholm, Trustee, Cause No. 90-059690, in the 295th Judicial District of Harris County, Texas, June 1991-April 1993.*

*TRW, Inc. v. Bird Machine Company, Inc, et al, Civil Action No. 89-1870, U. S. District Court, Southern District of Texas, August 1991-April 1992.*

*White & Sons Pipeline Construction, Inc. v. Natural Gas Pipeline Company of America, C.A. No. H-90-3580, in the United States District Court, Southern District of Texas, Houston Division, October 1991-1992.*

*Continental Casualty Co. v. Banner & Associates, Inc., No. 91 CV 0290-B, in the United States District Court for the District of Wyoming, July 1992-August 1992.*

*Hayday, Inc., d/b/a CTWP, a Texas corporation, Copy Duplicating Products, Inc., a Texas corporation and Metroplex Information Systems, Inc., d/b/a MIS, a Texas corporation, v. North American Philips Corporation and N. V. Philips Gloeilampenfabrieken, Civil Action No. 2-92CV030, in the United States District Court for the Eastern District of Texas, Marshall Division, July 1992-July 1993.*

*John Swanson, George Swanson, and George E. Swanson Enterprises (PTY) Ltd., v. Schlumberger Technology Corporation d/b/a Sedco Forex, Schlumberger Limited, Inc., Sedco, Inc., British Petroleum Co., BP Minerals International, Ltd., African Selection Trust Exploration (PTY) Ltd., and DeBeers Consolidated Mines, Ltd., Case No. 92-10825, in the District Court of Harris County, Texas, 281st Judicial District, January 1993-June 1993.*

*American Casualty v. First Franklin Financial, Inc., et al., Case No. A92-CA925, in the United States District Court for the Western District of Texas, Austin Division, April 1993-July 1993.*

*W. Silver Investment & Holding, Inc. d/b/a W. Silber Recycling, v. Chemetco, Inc., Concorde Trading Company, Border Trading Company, Inc., d/b/a El Paso Border Trading Company, and Triangle Metallurgical, Inc., d/b/a Tri-Paso, Case No. 91-14152, in the District Court of El Paso County, Texas, 34th District Court, September 1992-1994.*

*Pennington Investment Corporation, d/b/a University Book Store and Spirit Shop v. Baylor University and Follett College Stores Corp., Case No. 92-4023-3, 74th Judicial District, McLennan County, Texas, 1993-1995.*

*Rufus Winsor v. Homeowners Federal Savings & Loan Association, Albert H. Holgerson, Jr., Mark N. Temkin, Bernard D. Grossman, Marshall J. Derby, Dan H. Fenn, Jr., Paul Kazarosian, Richard B. Slifka, Jay L. Fialkow, Morris I. Goldberg, Myron J. Goodstein, Peter Brown, Martin H. Heck, Mitchell S. Ross and Bear, Sterns & Co., Inc. Civil Action No. 89-2507-MC, United States District Court for the District of Massachusetts, 1993-1995.*

*Michael Gas Marketing Company v. Florida Gas Transmission Company, Enron Gas Marketing Company, Enron Corporation, Northern Gas Transmission Company, and Matagorda*

*Offshore Pipeline System, a Joint Venture*, C. A. No. G-93-148, in the United States District Court for the Southern District of Texas, Galveston Division, November 1993-1995.

*L.A. Pipe Line Construction Co., Inc. v. Conoco Inc. v. United States Fidelity & Guaranty Company of Maryland*; C.A. No. 3:92-0612; (U.S.D.C. W. Va.), 1993.

*Gary Hendricks and Linda Hendricks, husband and wife, v. Scientia Corporation, a Texas Corporation, Petrolon, Inc., a Texas Corporation, Richard Liming and Jane Doe Liming, and their marital Community*, Civil Action No. C01-604Z, in the United States District Court for the Western District of Washington, Seattle Division. Also *JoAnn and Elzie Priest and d/b/a J. & E. Slick 50 v. Petrolon, Inc., et al.*, February 1994-1996.

*Master Plumbing Contractors, et al. v. Ferguson Enterprises, Inc., Morrison Supply Company, R. C. Smith Plumbing Co., Inc., and Moore Supply Company*, also *Circle Plumbing Company, Sally Ann Wilkerson, Elkins Plumbing, Inc., and Kenneth Mikels v. Ferguson Enterprises, Inc., Morrison Supply Company, R. C. Smith Plumbing Co., Inc. and Moore Supply Company*, Case No. 92-036478 in the District Court of Harris County, Texas, 157th Judicial District, 1994-1995.

Analysis of Lignite Industry's Impact on the Texas Economy for Texas Mining and Reclamation Association, 1994-1995.

*Houston Northwest Orthopaedic Sport Medicine Center vs. William David McChesney, M.D. vs. Husam Bahrani, Husam Bahrani, M.D., P.A., Louis Harman, III, M.D., Louis Harman, III, M.D., P.A. and Houston Northwest Orthopaedic Sport Medicine Center*; Cause No. 93-061150, in the 280th District Court of Harris County, Texas, 1994-1995.

*John J. Mathewson and Patricia Lou Mathewson, his wife vs. Lloyd Eldo Register IV and Auto Owners Insurance Company*, Case No. 94 02650, Sec. 0, in the Circuit Court of the Thirteenth Judicial Circuit of Florida, in and for Hillsborough County, February 1995-1996.

*Dwight E. Walters, Jr., d/b/a Computer Maintenance Service and C.M.E.S. Corp., as successor to Dwight E. Walters, Jr., d/b/a Computer Maintenance Service*, Plaintiffs, v. *International Business Machines Corporation a/k/a IBM and William H. Childers and Robert Bernsen*, Defendants, Case No. 89-5303-G in the District Court of Nueces County, Texas, 319th Judicial District, 1994.

*TCA Building Company vs. Northwestern Resources Company, et al.*, Cause No. 93-265, in the United States District Court for the Southern District of Texas, Galveston Division, 1994.

*Lazy Oil, Inc., John B. Andreassi and Thomas A. Miller Oil Co. on behalf of themselves and all others similarly situated*, Plaintiffs, v. *Witco Corporation; Quaker State Corporation; Quaker State Oil Refining Corp.; Pennzoil Company; and Pennzoil Products Company*, Defendants, Civil Action No. ERIE 94-110E, in the United States District Court for the Western District of Pennsylvania, 1994 - 1998.

*Memorial Hospital Foundation - Palestine, Inc., et al. v. Robert Charron, et al.;* No. 6:94CV902, In the United States District Court for the Eastern District of Texas, Tyler Division, June 1995-September 1996.

*Tri-Tronics, Inc. v. D. T. Systems, Inc., a Texas Corporation; Glendale Pet Shop, and Pro Pet-Vet Supplies,* Civil No. CIV 94-0445 PHX PGR, United States District Court, District of Arizona, 1995.

*Resolution Trust Corporation vs. Kenneth R. Fiala, et al.;* Case No. 4:93CV2613 ELF, in the United States District Court for the Eastern District of Missouri, Eastern Division, 1995.

*Donald R. Rector, et al. v. Carrington, Coleman, Sloman & Blumenthal, et al.;* Cause No. 462,714-B, in the United States District Court, Travis County, Texas, 261st Judicial District., October 1992-December 1993.

*Laurence E. Wolf, M.D., et al. v. Dow Corning Corporation, et al.;* Case No. 92-60186, in the District Court of Harris County, Texas, 113th Judicial District, December 1995-1998.

*Fortune Production Company, et al., v. Conoco Inc.;* Cause No. 94-022041, 113th Texas District Court, Houston, Texas. 1996.

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